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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/694,579	10/27/2003	Jayesh Mehta	01017/39555	3753

7590

10/11/2006

MARSHALL, GERSTEIN & BORUN LLP
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EXAMINER

WOODWARD, CHERIE MICHELLE

ART UNIT	PAPER NUMBER
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1647

DATE MAILED: 10/11/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Interview Summary	Application No.	Applicant(s)	
	10/694,579	MEHTA ET AL.	
	Examiner	Art Unit	
	Cherie M. Woodward.	1647	

All participants (applicant, applicant's representative, PTO personnel):

(1) Cherie M. Woodward.

(3) Lynn Janulis (Applicant's Representative).

(2) Marianne Allen.

(4) Joe Williams (Applicant's Representative).

Date of Interview: 04 October 2006.

Type: a) ☒ Telephonic b) ☐ Video Conference

c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: _____.

Claim(s) discussed: 1, 9, and 10.

Identification of prior art discussed: Orlic and Anversa.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Marianne P. Allen
 MARIANNE P. ALLEN
 PRIMARY EXAMINER
 AU 1647
 10/5/06

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

 Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The Examiner's reasoning for the 112-2nd rejection to claim 10 was discussed. Applicant's after-final amendments were discussed as they relate to the Orlic and Anversa references cited in previous office actions. Orlic was specifically referenced at p. 10344, column 2, second paragraph and p. 10349, column 1, first paragraph, where G-CSF is administered 5 days before MI followed by 3 days after MI. Anversa was specifically referenced at paragraphs 37 and 38, teaching administration of a cytokine following MI.